

RULE 5.
RELEASE OF THE ACCUSED

A. Bail: Montesano Municipal Court will follow the bail schedule set forth in Washington Court Rule CrRLJ 3.2(o) except where the charges involve domestic violence offenses or charges of DUI(RCW 46.61.502) or Physical Control (RCW 46.61.504).

B. Domestic Violence Offenses: Bail shall not be set for a person arrested for a new domestic violence offense unless set by a judge telephonically at the time of arrest, or at a preliminary appearance, arraignment or subsequent court appearance. "Domestic violence" includes, but is not limited to any of the misdemeanor or gross misdemeanor offenses listed in RCW 10.99.020(5), or similar municipal ordinance, when committed by one family or household member against another. "Family or household members" are those persons listed in RCW 10.99.020(3) or similar municipal ordinance.

C. DUI or Physical Control: Bail shall not be set for a person arrested for a new DUI or Physical Control offense unless set by a judge telephonically at the time of arrest, or at a preliminary appearance, arraignment or subsequent court appearance or by written court order.

[Adopted this 2nd day of June, 2014; effective permanently September 1, 2014.]
